

PTO Form 1960 (Rev 9/2007)

OMB No. xxxx-xxxx (Exp. x/xxxx)

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77090199
LAW OFFICE ASSIGNED	LAW OFFICE 102
MARK SECTION (no change)	
GOODS AND/OR SERVICES SECTION (007)(current)	
INTERNATIONAL CLASS	007
DESCRIPTION	
MACHINES, NAMELY OFF-HIGHWAY MOBILE MACHINERY AND SPECIALITY INDUSTRIAL MACHINERY, AND MACHINE TOOLS, NAMELY FOR OFF-HIGHWAY MOBILE MACHINERY AND SPECIALITY INDUSTRIAL MACHINERY, AND PARTS THEREFOR; MOTORS AND ENGINES NOT FOR LAND USE, e;g; PLANETARY GEAR MOTORS, MACHINE COUPLINGS AND TRANSMISSION COMPONENTS, NAMELY GEARS FOR MACHINES; BRUSHES, PARTS FOR MOTORS; TRANSMISSION PARTS FOR MACHINES, NAMELY GEARS AND SPEED CHANGE GEARS, PLANETARY GEARS, ANGULAR GEARS, TWO-SPEED CHANGE GEARS, GEARHEADS AND ASSOCIATED INTERMEDIATE GEARS FOR MACHINES; INTERMEDIATE GEARS FOR MASCHINES; PARTS OF MACHINES, NAMELY FORCE TRANSFER MECHANISMS FOR MECHANICAL BRANCH DRIVES IN THE FORM OF AN INTERMEDIATE GEAR, STATIC AND DYNAMIC BRAKES THAT ARE APPLIED AND RELEASED BY HYDRAULIC SPRINGS, REAR WHEEL DRIVES AND PLANETARY DRIVES FOR INDUSTRIAL MACHINES; GEARS, SHAFTS, DIFFERENTIALS OF ALL TYPES AND REPLACEMENT PARTS THEREFOR, FOR MACHINES; HYDRAULIC AND MECHANICAL APPARATUS FOR GEAR CHANGING, NAMELY CLUTCHES FOR MACHINES; TORQUE CONVERTERS FOR MACHINES, REDUCTION GEARS for machines, GEAR AND ENGINE TORQUE REDUCERS, FOR MACHINES, APPARATUS FOR GEAR SYNCHRONIZATION, NAMELY CLUTCHES FOR MACHINES; COMBUSTION ENGINES FOR BOATS	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (007)(proposed)	
INTERNATIONAL CLASS	007
DESCRIPTION	
machines, namely off-highway mobile machinery for use in all types of construction, agricultural, mining, on / off- shore marine, utility, exploration, recreational, and service activities, and speciality	

industrial machinery for use in all types of utility, municipal industrial services, energy and power transmission, materials and materials handling, and related processing activities, and stationary machinery and machine tools used in processing activities including cutting, grinding, sawing, milling and profiling, as well as mixing and agitating machine tools, namely for off-highway mobile machinery and speciality industrial machinery, and replacement parts therefor; motors and engines not for land use, namely, planetary gear motors, machine couplings and transmission components, namely gears for machines; parts for motors not for land use, namely, brushes; transmission parts for machines, namely gears and speed change gears, planetary gears, angular gears, two-speed change gears, gearheads and associated intermediate gears for machines; intermediate gears for machines; parts of machines, namely force transfer mechanisms for mechanical branch drives in the form of an intermediate gear, static and dynamic brakes that are applied and released by hydraulic springs, rear wheel drives and planetary drives for industrial machines; gears, shafts, differentials of all types and replacement parts therefor, for machines; hydraulic and mechanical apparatus for gear changing, namely clutches for machines; torque converters for machines, reduction gears for machines, gear and engine torque reducers, for machines, apparatus for gear synchronization, namely clutches for machines; combustion engines for boats

FILING BASIS

Section 1(b)

GOODS AND/OR SERVICES SECTION (012)(current)**INTERNATIONAL CLASS**

012

DESCRIPTION

VEHICLES, NAMELY AUTOMOBILES; APPARATUS FOR LOCOMOTION BY LAND, AIR OR WATER AND REPLACEMENT PARTS THEREFOR, NAMELY GEARS, GEARING, GEAR ASSEMBLIES AND CLUTCHES INCLUDING MULTI-SPEED AND TWO-SPEED CHANGERS USED IN OFF-HIGHWAY AND SPECIALITY INDUSTRIAL MACHINERY APPLICATIONS (INCLUDING OFF-HIGHWAY VEHICLES USED ON LAND AND SEA) USED TO PROPEL OR POSITION THE MACHINERY OR COMPONENTS THEREOF AND TO INCREASE, DECREASE, OR OTHERWISE CHANGE OR ALTER THE TORQUE OR SPEED OF THE VEHICLE OR MACHINE OR THE COMPONENTS THEREOF; COMBUSTION ENGINES AND ENGINES FOR LAND VEHICLES; MACHINE VEHICLES, NAMELY GEARS FOR MACHINES; MACHINE COUPLINGS AND TRANSMISSION COMPONENTS FOR LAND VEHICLES; GEARS AND SPEED CHANGE GEARS, PLANET GEARS, ANGULAR GEARS, TWO-SPEED CHANGE GEARS, GEARHEADS AND ASSOCIATED INTERMEDIATE GEARS FOR LAND VEHICLES; INTERMEDIATE GEARS FOR LAND VEHICLES; FORCE TRANSFER MECHANISMS FOR MECHANICAL BRANCH DRIVES IN THE FORM OF AN INTERMEDIATE GEAR, STATIC AND DYNAMIC BRAKES, APPLIED AND RELEASED BY HYDRAULIC SPRINGS, REAR WHEEL DRIVES AND PLANETARY DRIVES FOR LAND VEHICLES, GEARS, SHAFTS, DIFFERENTIALS OF ALL TYPES AND REPLACEMENT PARTS THEREFOR FOR LAND VEHICLES; STEERING GEAR CASINGS, HYDRAULIC AND MECHANICAL APPARATUS FOR GEAR CHANGING NAMELY CLUTCHES, TORQUE CONVERTERS, AXLES, REDUCTION GEARS, GEAR AND ENGINE TORQUE REDUCERS FOR LAND VEHICLES; APPARATUS FOR SYNCHRONIZATION, STEERING GEAR CASINGS FOR LAND VEHICLES

FILING BASIS

Section 1(b)

GOODS AND/OR SERVICES SECTION (012)(proposed)**INTERNATIONAL CLASS**

012

DESCRIPTION	
vehicles, namely automobiles; apparatus for locomotion by land, air or water, namely, trains, airplanes and boats, and replacement parts therefor, namely gears, gearing, gear assemblies and clutches including multi-speed and two-speed gear changers used to propel or position the machinery or components thereof and to increase, decrease, or otherwise change or alter the torque or speed of the vehicle or machine or the components thereof in off-highway vehicles used on land and sea; combustion engines and engines for land vehicles; machine transmission parts, namely, gears for machines; machine couplings and transmission components for land vehicles; gears and speed change gears, planet gears, angular gears, two-speed change gears, gearheads and associated intermediate gears for land vehicles; force transfer mechanisms for mechanical branch drives in the form of an intermediate gear, static and dynamic brakes, applied and released by hydraulic springs, rear wheel drives and planetary drives for land vehicles, gears, shafts, differentials of all types and replacement parts therefor for land vehicles; steering gear casings, hydraulic and mechanical apparatus for gear changing namely clutches, torque converters, axles, reduction gears, gear and engine torque reducers for land vehicles; apparatus for gear synchronization, namely, clutches for machines; steering gear casings for land vehicles	
FILING BASIS	Section 1(b)
SIGNATURE SECTION	
DECLARATION SIGNATURE	The filing Attorney has elected not to submit the signed declaration, believing no supporting declaration is required under the <i>Trademark Rules of Practice</i> .
RESPONSE SIGNATURE	/george lewis/
SIGNATORY'S NAME	George W. Lewis
SIGNATORY'S POSITION	Attorney of record
DATE SIGNED	03/19/2008
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	NO
FILING INFORMATION SECTION	
SUBMIT DATE	Wed Mar 19 15:58:29 EDT 2008
TEAS STAMP	USPTO/RFR-67.102.51.2-200 80319155829571162-7709019 9-4203ca67ed9877e32f84d7e 1fb873551b47-N/A-N/A-2008 0319155527694451

PTO Form 1960 (Rev 9/2007)

OMB No. xxx-xxxx (Exp. x/xxxx)

Request for Reconsideration after Final Action

To the Commissioner for Trademarks:

Application serial no. 77090199 has been amended as follows:

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 007 for MACHINES, NAMELY OFF-HIGHWAY MOBILE MACHINERY AND SPECIALITY INDUSTRIAL MACHINERY, AND MACHINE TOOLS, NAMELY FOR OFF-HIGHWAY MOBILE MACHINERY AND SPECIALITY INDUSTRIAL MACHINERY, AND PARTS THEREFOR; MOTORS AND ENGINES NOT FOR LAND USE, e.g; PLANETARY GEAR MOTORS, MACHINE COUPLINGS AND TRANSMISSION COMPONENTS, NAMELY GEARS FOR MACHINES; BRUSHES, PARTS FOR MOTORS; TRANSMISSION PARTS FOR MACHINES, NAMELY GEARS AND SPEED CHANGE GEARS, PLANETARY GEARS, ANGULAR GEARS, TWO-SPEED CHANGE GEARS, GEARHEADS AND ASSOCIATED INTERMEDIATE GEARS FOR MACHINES; INTERMEDIATE GEARS FOR MASCHINES; PARTS OF MACHINES, NAMELY FORCE TRANSFER MECHANISMS FOR MECHANICAL BRANCH DRIVES IN THE FORM OF AN INTERMEDIATE GEAR, STATIC AND DYNAMIC BRAKES THAT ARE APPLIED AND RELEASED BY HYDRAULIC SPRINGS, REAR WHEEL DRIVES AND PLANETARY DRIVES FOR INDUSTRIAL MACHINES; GEARS, SHAFTS, DIFFERENTIALS OF ALL TYPES AND REPLACEMENT PARTS THEREFOR, FOR MACHINES; HYDRAULIC AND MECHANICAL APPARATUS FOR GEAR CHANGING, NAMELY CLUTCHES FOR MACHINES; TORQUE CONVERTERS FOR MACHINES, REDUCTION GEARS for machines, GEAR AND ENGINE TORQUE REDUCERS, FOR MACHINES, APPARATUS FOR GEAR SYNCHRONIZATION, NAMELY CLUTCHES FOR MACHINES; COMBUSTION ENGINES FOR BOATS

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Proposed: Class 007 for machines, namely off-highway mobile machinery for use in all types of construction, agricultural, mining, on / off- shore marine, utility, exploration, recreational, and service activities, and speciality industrial machinery for use in all types of utility, municipal industrial services , energy and power transmission, materials and materials handling, and related processing activities, and stationary machinery and machine tools used in processing activities including cutting, grinding, sawing, milling and profiling, as well as mixing and agitating machine tools, namely for off-highway mobile machinery and speciality industrial machinery, and replacement parts therefor; motors and engines not for land use, namely, planetary gear motors, machine couplings and transmission components, namely gears for machines; parts for motors not for land use, namely, brushes; transmission parts for machines, namely gears and speed change gears, planetary gears, angular gears, two-speed change gears, gearheads and associated intermediate gears for machines; intermediate gears for machines; parts of machines, namely force transfer mechanisms for mechanical branch drives in the form of an intermediate gear, static and dynamic brakes that are applied and released by hydraulic springs, rear wheel drives and planetary drives for industrial machines; gears, shafts, differentials of all types and replacement parts therefor, for machines; hydraulic and mechanical apparatus for gear changing, namely clutches for machines; torque converters for machines, reduction gears for machines, gear and engine torque reducers, for machines, apparatus for gear synchronization, namely clutches for machines; combustion engines for boats

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified

goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 012 for VEHICLES, NAMELY AUTOMOBILES; APPARATUS FOR LOCOMOTION BY LAND, AIR OR WATER AND REPLACEMENT PARTS THEREFOR, NAMELY GEARS, GEARING, GEAR ASSEMBLIES AND CLUTCHES INCLUDING MULTI-SPEED AND TWO-SPEED CHANGERS USED IN OFF-HIGHWAY AND SPECIALITY INDUSTRIAL MACHINERY APPLICATIONS (INCLUDING OFF-HIGHWAY VEHICLES USED ON LAND AND SEA) USED TO PROPEL OR POSITION THE MACHINERY OR COMPONENTS THEREOF AND TO INCREASE, DECREASE, OR OTHERWISE CHANGE OR ALTER THE TORQUE OR SPEED OF THE VEHICLE OR MACHINE OR THE COMPONENTS THEREOF; COMBUSTION ENGINES AND ENGINES FOR LAND VEHICLES; MACHINE VEHICLES, NAMELY GEARS FOR MACHINES; MACHINE COUPLINGS AND TRANSMISSION COMPONENTS FOR LAND VEHICLES; GEARS AND SPEED CHANGE GEARS, PLANET GEARS, ANGULAR GEARS, TWO-SPEED CHANGE GEARS, GEARHEADS AND ASSOCIATED INTERMEDIATE GEARS FOR LAND VEHICLES; INTERMEDIATE GEARS FOR LAND VEHICLES; FORCE TRANSFER MECHANISMS FOR MECHANICAL BRANCH DRIVES IN THE FORM OF AN INTERMEDIATE GEAR, STATIC AND DYNAMIC BRAKES, APPLIED AND RELEASED BY HYDRAULIC SPRINGS, REAR WHEEL DRIVES AND PLANETARY DRIVES FOR LAND VEHICLES, GEARS, SHAFTS, DIFFERENTIALS OF ALL TYPES AND REPLACEMENT PARTS THEREFOR FOR LAND VEHICLES; STEERING GEAR CASINGS, HYDRAULIC AND MECHANICAL APPARATUS FOR GEAR CHANGING NAMELY CLUTCHES, TORQUE CONVERTERS, AXLES, REDUCTION GEARS, GEAR AND ENGINE TORQUE REDUCERS FOR LAND VEHICLES; APPARATUS FOR SYNCHRONIZATION, STEERING GEAR CASINGS FOR LAND VEHICLES

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Proposed: Class 012 for vehicles, namely automobiles; apparatus for locomotion by land, air or water, namely, trains, airplanes and boats, and replacement parts therefor, namely gears, gearing, gear assemblies and clutches including multi-speed and two-speed gear changers used to propel or position the machinery or components thereof and to increase, decrease, or otherwise change or alter the torque or speed of the vehicle or machine or the components thereof in off-highway vehicles used on land and sea; combustion engines and engines for land vehicles; machine transmission parts, namely, gears for machines; machine couplings and transmission components for land vehicles; gears and speed change gears, planet gears, angular gears, two-speed change gears, gearheads and associated intermediate gears for land vehicles; force transfer mechanisms for mechanical branch drives in the form of an intermediate gear, static and dynamic brakes, applied and released by hydraulic springs, rear wheel drives and planetary drives for land vehicles, gears, shafts, differentials of all types and replacement parts therefor for land vehicles; steering gear casings, hydraulic and mechanical apparatus for gear changing namely clutches, torque converters, axles, reduction gears, gear and engine torque reducers for land vehicles; apparatus for gear synchronization, namely, clutches for machines; steering gear casings for land vehicles

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

SIGNATURE(S)

Declaration Signature

I hereby elect to bypass the submission of a signed declaration, because I believe a declaration is not required by the rules of practice. I understand that the examining attorney could still, upon later review, require a signed declaration.

Request for Reconsideration Signature

Signature: /george lewis/ Date: 03/19/2008

Signatory's Name: George W. Lewis

Signatory's Position: Attorney of record

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 77090199

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